

IN RE: YOLANDA MARIE ROSALY ALFONSO

Bkrtcy. No. 10-01772-ESL

Chapter 13

STANDING CHAPTER 13 TRUSTEE §341 MEETING MINUTES
AND REPORT ON CONFIRMATION

Petition Filing Date: <u>Mar 06, 2010</u>	Meeting Date: <u>Jul 29, 2010</u>	DC Track No. <u>2</u>						
Days from petition date: <u>135</u>	Meeting Time: <u>8:00 AM</u>							
910 Days before Petition: <u>9/8/2007</u>	<input type="checkbox"/> Chapter 13 Plan Date: <u>Mar 10, 2010 Dkt.# 10</u>	<input type="checkbox"/> Amended.						
This is debtor(s) <u>1st</u> Bankruptcy petition.	Plan Base: <u>\$9,000.00</u>							
This is the <u>2nd</u> Scheduled Meeting	Confirmation Hearing Date: <u>Aug 25, 2010</u>	Time: <u>2:00 PM</u>						
Payment(s) <input type="checkbox"/> Received or <input type="checkbox"/> Evidence shown at meeting:	<table border="1"> <thead> <tr> <th>Ck/MO No.</th> <th>Date</th> <th>Amount</th> </tr> </thead> <tbody> <tr> <td></td> <td></td> <td></td> </tr> </tbody> </table>	Ck/MO No.	Date	Amount				Total Paid In: <u>\$600.00</u>
Ck/MO No.	Date	Amount						

I. Appearances: <input type="checkbox"/> Telephone <input type="checkbox"/> Video Conference		<input type="checkbox"/> Creditor(s) present: <input checked="" type="checkbox"/> None.
<input checked="" type="checkbox"/> Debtor Present	<input checked="" type="checkbox"/> ID & Soc. OK <input type="checkbox"/> Debtor Absent	
<input type="checkbox"/> Joint Debtor Present	<input type="checkbox"/> ID & Soc. OK <input type="checkbox"/> Joint Debtor Absent	
Debtor(s) was/were <input checked="" type="checkbox"/> Examined <input type="checkbox"/> Not Examined under oath.		
Attorney for Debtor(s) <input checked="" type="checkbox"/> Present <input type="checkbox"/> Not Present		
Substitute attorney: <u>Carlo J. Rodriguez, Esq.</u> , Pro-se.		

II. Attorneys Fees as per R 2016(b) Statement		Attorney of record: <u>CARLO J RODRIGUEZ PUIGDOLLERS*</u>
Total Agreed: <u>\$3,000.00</u>	Paid Pre-Petition: <u>\$500.00</u>	Outstanding: <u>\$2,500.00</u> THROUGH THE PLAN

III. Trustee's will file Motion to Dismiss:	<input type="checkbox"/> For Failure to appear;	<input type="checkbox"/> For Failure to commence payments.
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IV. Trustee's Report on Confirmation & Status of §341 Meeting		
Debtor(s) Income is (are) <input type="checkbox"/> Under <input checked="" type="checkbox"/> Above Median Income.	Liquidation Value: <u>\$5,584.00</u>	
Commitment Period is <input type="checkbox"/> 36 <input checked="" type="checkbox"/> 60 months. [§1325(b)(1)(B)]	Gen. Unsecured Pool: <u>0</u>	
The Trustee <input type="checkbox"/> RECOMMENDS <input checked="" type="checkbox"/> OBJECTS <input type="checkbox"/> Plan confirmation.		
§341 Meeting <input type="checkbox"/> CONTINUED <input type="checkbox"/> NOT HELD <input checked="" type="checkbox"/> CLOSED <input type="checkbox"/> HELD OPEN FOR ___ DAYS		
§341 Meeting Rescheduled for: _____		

V. Trustee's OBJECTIONS to Confirmation:		
<input checked="" type="checkbox"/> FEASIBILITY [§1325(a)(6)]	<input checked="" type="checkbox"/> INSUFFICIENTLY FUNDED	<input type="checkbox"/> To pay \$507 <input checked="" type="checkbox"/> Fails Creditor's Best Interest Test §1325(A)(4)
<input checked="" type="checkbox"/> FAILS DISPOSABLE INCOME REQUIREMENTS	<input type="checkbox"/> Failure to comply with Tax returns requirements. [§1308]	
<input type="checkbox"/> Failure to comply with DSO requirements	<input type="checkbox"/> Plan not filed in Good Faith §1325(a)(3)	<input type="checkbox"/> Unfair Discrimination §1322(a)(3)

ADDITIONAL OBJECTIONS / COMMENTS:

① Schedule I must be amended to list debtor as married with a pre nuptial agreement. Spouse #16 must also be amended to include her husband.

② Paystubs for the months of October, November, December and 1st of January must be submitted.

/s/ José R. Carrión
Trustee

Presiding Officer

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Date: Jul 29, 2010

ADDITIONAL OBJECTIONS / COMMENTS:

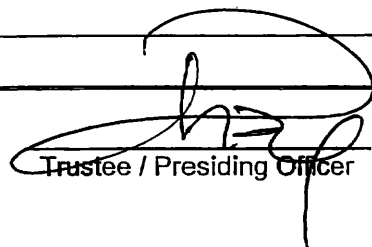
Schedule C must be revised. D2 exemption is available. Debtor pays \$694.35/month for a Mercedes Benz. It is a lease that expires in July 2010. Debtor must verify that date and include a step up payment in the plan for that amount in the corresponding month.

(3) Husband helps debtor with at least \$200.00/month. Said income is not included in Schedule I.

(4) Debtor pays \$1,281.00 for her mortgage. Schedule I contemplates payments of \$940.34 which leaves a negative disposable income. Debtor has to verify her Schedules and file new ones that reflect her current situation.

(2) Association Residents must be listed as a secured claim not as an unsecured claim.

(4) Plan is insufficiently funded to pay priorities.


Trustee / Presiding Officer